# NEW ZEALAND

## EDICT OF GOVERNMENT

In order to promote public education and public safety, equal justice for all, a better informed citizenry, the rule of law, world trade and world peace, this legal document is hereby made available on a noncommercial basis, as it is the right of all humans to know and speak the laws that govern them.

NZS BIO MEAEQUIC.EEC (2010) (English): Importing Horse meat for human consumption from the European Union (Updated 15 December 2010) [By Authority of The Biosecurity Act of 1993]

*We will sell to no man,*
*we will not deny or defer to any man either justice or right.*
**Magna Carta—Tūtohinga Nui**
*Kore rawa e hoko ki te tangata, e kore e whakakāhoretia,*
*e tautuku rānei te tangata ki te ture, tika ranei.*

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# IMPORT HEALTH STANDARD FOR MEAT, MEAT PRODUCTS AND OTHER PRODUCTS FOR HUMAN CONSUMPTION DERIVED FROM HORSES FOR HUMAN CONSUMPTION FROM THE EUROPEAN COMMUNITY

**ANNEX A ASSIGNED NUMBERS (AN): 4A.1, 6A.1, 7B.1, 7C.1, 7D.1,**

**Issued pursuant to Section 22 of the Biosecurity Act 1993**

**Dated: 15 December 2010**

**USER GUIDE**

The information in MAF animal and animal product import health standards is presented in numerically ordered sections with descriptive titles. Sections are grouped into one of four parts, designated alphabetically.

Part A. GENERAL INFORMATION contains sections of general interest, including those relating to the legal basis for MAF import health standards and the general responsibilities of every importer of animals and animal products.

Part B. IMPORTATION PROCEDURE contains sections that outline the requirements to be met prior to and during importation. Whether a permit to import is required to be obtained prior to importation is noted, as are conditions of eligibility, transport and general conditions relating to documentation accompanying the consignment.

Part C. CLEARANCE PROCEDURE contains sections describing the requirements to be met at the New Zealand border and, if necessary, in a transitional facility in New Zealand prior to any consignment being given biosecurity clearance.

Part D. ZOOSANITARY CERTIFICATION contains model health certification which must be completed by the appropriate personnel as indicated in the certification and accompany the consignment to New Zealand.

## PART A. GENERAL INFORMATION

### 1. IMPORT HEALTH STANDARD

1.1 Pursuant to section 22 of the Biosecurity Act 1993, this document is the import health standard for horse meat for human consumption into New Zealand from the European Community.

1.2 To obtain biosecurity clearance the consignment must meet the requirements of this import health standard.

1.3 This import health standard may be reviewed, amended or revoked if there are changes in New Zealand's import policy, or the animal health status of the originating country, or for any other lawful reason, at the discretion of the Import Standards Manager.

## 2. IMPORTER'S RESPONSIBILITIES

2.1 The costs of MAF in performing functions relating to the importation of horse meat must be recovered in accordance with the Biosecurity Act and any regulations made under that Act.

2.2 All costs involved with documentation, transport, storage and obtaining a biosecurity direction and/or biosecurity clearance must be borne by the importer or agent.

2.3 It is the importer or agent's responsibility to ensure that they are compliant with the current version of the relevant import health standard at the time of importation into New Zealand. Current versions of import health standards are available online at http://www.biosecurity.govt.nz/commercial-imports/import-health-standards/search

2.4 Commercial consignments of products imported into New Zealand for human consumption in New Zealand must comply with the Food Act 1981. These requirements are independent of the import health standard requirements and are managed by the New Zealand Food Safety Authority (NZFSA). Importers are advised to contact the NZFSA or consult the NZFSA website: **www.nzfsa.govt.nz/imported-food/index.htm**

2.5 Once the consignment has been given biosecurity clearance into New Zealand, it is the importer's responsibility to ensure (where relevant) that the consignment complies with the Animal Products Act 1999, especially if it is returned New Zealand product, product entering operations also used for the export of animal products, or if it is to be re-exported. Information about these requirements can be obtained from the New Zealand Food Safety Authority (NZFSA) website:
**www.nzfsa.govt.nz/animalproducts/publications/omar/01-172.htm**
or by contacting the local NZFSA Verification Agency office. Certification and other official assurance requirements which may be applicable are accessible at:
**www.nzfsa.govt.nz/animalproducts/publications/manualsguides/oap/index.htm**

## 3. DEFINITION OF TERMS

**92/118/EEC**
Council Directive 92/118/EEC of 17 December 1992 laying down animal health and public health requirements governing trade in and imports into the Community of products not subject to the said requirements laid down in specific Community rules referred to in Annex A (I) to Directive 89/662/EEC and, as regards pathogens, to Directive 90/425/EEC.

**97/132/EC**
Council Decision 97/132/EC of 17 December 1996 on the conclusion of the Agreement between the European Community and New Zealand on sanitary measures applicable to trade

in live animals and animal products.

**2002/99/EC**
Council Directive 2002/99/EC of 16 December 2002 laying down the animal health rules governing the production, processing, distribution and introduction of products of animal origin for human consumption.

**Regulation (EC) No 999/2001**
Regulation (EC) No 999/2001 of the European Parliament and of the Council of 22 May 2001 laying down rules for the prevention, control and eradication of certain transmissible spongiform encephalopathies.

**Regulation (EC) No 852/2004**
Regulation (EC) No 852/2004 of the European Parliament of 29 April 2004 on the hygiene of foodstuffs and all relevant implementing legislation.

**Regulation (EC) No 853/2004**
Regulation (EC) No 853/2004 of the European Parliament and of the Council of 29 April 2004 laying down specific hygiene rules for food of animal origin and all relevant implementing legislation.

**Regulation (EC) No 854/2004**
Regulation (EC) No 854/2004 of the European Parliament and of the Council of 29 April 2004 laying down specific rules for the organisation of official controls on products of animal origin intended for human consumption and all relevant implementing legislation.

**Biosecurity clearance**
A clearance under section 26 of the Biosecurity Act 1993 for the entry of goods into New Zealand.

**European Community**
Austria, Belgium, Bulgaria, Cyprus, Czech Republic, Denmark, Estonia, Finland, France, Germany, Greece, Hungary, Ireland, Italy, Latvia, Lithuania, Luxembourg, Malta, Poland, Portugal, Romania, Slovakia, Slovenia, Spain, Sweden, The Netherlands and United Kingdom.

**Horse meat**
As defined in Regulation (EC) No 853/2004. This refers to edible parts.of domestic horses (equidae) that are suitable for human consumption. Commodities that may be imported under this import health standard include fresh meat, meat products, minced meat, meat preparations, bones and bone products, processed animal protein products, blood and blood products.

**Fresh meat**
As defined in Regulation (EC) No 853/2004. This refers to meat that has not undergone any preserving process other than chilling, freezing or quick-freezing, including meat that is vacuum-wrapped or wrapped in a controlled atmosphere. This includes minced meat and unprocessed (fresh) blood, bones and fat for human consumption.

**Inspector**
Means a person who is appointed an inspector under section 103 of the Biosecurity Act (1993).

**MAF**
New Zealand Ministry of Agriculture and Forestry

**Meat products**
As defined in Regulation (EC) No 853/2004. This refers to processed products resulting from the processing of meat or from the further processing of such processed products, so that the cut surface shows that the product no longer has the characteristics of fresh meat. The following are not regarded as meat products: meat which has undergone only cold treatment, or raw meat which has been minced or seasoned.

**Minced meat**
As defined in Regulation (EC) No 853/2004. This refers to boned meat that has been minced into fragments and contains less than 1 % salt.

**Meat preparations**
As defined in Regulation (EC) No 853/2004. This refers to fresh meat, including meat that has been reduced to fragments, which has had foodstuffs, seasonings or additives added to it or which has undergone processes insufficient to modify the internal muscle fibre structure of the meat and thus to eliminate the characteristics of fresh meat.

**New Zealand Inspector**
A person who is appointed an inspector under section 103 of the Biosecurity Act 1993.

**Official Veterinarian**
A veterinarian authorised by the National Veterinary Competent Authority of the country to perform animal health and/or public health inspections of commodities and, when appropriate, perform certification in conformity with the provisions of the chapter of the OIE Code pertaining to principles of certification and Council Directive 96/93/EC.

**Processed animal protein**
As defined in Council Directive 92/118/EEC. This refers to greaves (protein containing residue of rendering), meatmeal (meat powder or stock powder) and pork rind powder.

# PART B. IMPORTATION PROCEDURE

## 4. PERMIT TO IMPORT

4.1 A permit to import is not required for consignments that meet the requirements of this import health standard.

## 5. ELIGIBILITY

5.1 This import health standard allows the importation of the following horse products for human consumption:

5.1.1 blood and blood products
5.1.2 fresh meat
5.1.3 meat products
5.1.4 processed animal protein products, and

5.1.5 bones and bone product.

5.2 For meat and meat products which have been imported into the European Union from a third country and are subsequently destined for export to New Zealand, the following requirements must be met:

5.2.1 In each case, the product must originate from a third country eligible to export the product directly to New Zealand.

5.2.2 The following additional declaration shall be included on the model health certificate (see PART D. ZOOSANITARY CERTIFICATION):

"The product described herein was derived/partly derived from product which:

i. was imported into the European Union from: ..... (Country/countries of origin)

ii. was further stored, handled, processed, wrapped, and/or packaged in an establishment which is eligible to process product for intra-Community trade,

iii. is the subject of an existing import health standard between New Zealand and the third country/countries where the product originated,

iv. originated in a third country/countries and establishment(s) listed by the European Union and is eligible for export to the European Union."

### 6. DOCUMENTATION ACCOMPANYING THE CONSIGNMENT

6.1 The consignment must be accompanied by appropriately completed health certification which meets the requirements of PART D. ZOOSANITARY CERTIFICATION.

6.2 Documentation must be in English, but may be bilingual (language of exporting country/English).

6.3 It is the importer's responsibility to ensure that any documentation presented in accordance with the requirements of this import health standard is original (unless otherwise specified) and clearly legible. Failure to do so may result in delays in obtaining biosecurity direction and/or clearance or rejection of consignments.

## PART C. CLEARANCE PROCEDURE

### 7. BIOSECURITY CLEARANCE

7.1 Upon arrival in New Zealand the documentation accompanying the consignment must be inspected by an Inspector at the port of arrival.

7.2 Providing that the documentation meets all requirements noted under PART D: ZOOSANITARY CERTIFICATION and the consignment meets the conditions of ELIGIBILITY, the consignment may, as appropriate, be given a biosecurity clearance pursuant to section 26 of the Biosecurity Act 1993 or biosecurity direction pursuant to section 25 of the Biosecurity Act 1993.

# PART D. ZOOSANITARY CERTIFICATION

## 8. NEGOTIATED EXPORT CERTIFICATION

8.1 The following Model Zoosanitary Certificate contains the information required by MAF to accompany imports of horsemeat for human consumption into New Zealand from the European Community.

## 9. ANIMAL AND PUBLIC HEALTH CERTIFICATE FOR HORSE MEAT – ANNEX A ASSIGNED NUMBERS (AN) 4A.1, 6A.1, 7B.1, 7C.1, 7D.1

**AN Number and Name of Animal Product**: .....

**Certificate Number**:.....

**Exporting Member State**:.....

**Competent Ministry of Exporting Member State**:.....

### I. Identification of Product

Number of packages:.....

Nature of packaging:.....

Nature of the goods:.....

Species product derived from: HORSES

Net weight in kilograms (kg): .....

Number of the container(s) and container seal number(s): .....

Production date(s): .....

### II. Origin of Product

Name and official approval number(s) of establishment(s): .....

Product derived from animals born and reared .....
(List applicable countries / Member States)

### III. Consignment Information

Place of loading:.....

Name and address of consignor: .....

.....

Name and address of consignee:.....

.....

**Port of Disembarkation**:.....

**Country of Final Destination**: NEW ZEALAND

### IV. Health Attestation

I, the undersigned hereby certify that:

The animal products herein described, comply with the relevant European Community animal health/public health standards and requirements which have been recognised as equivalent to the New Zealand standards and requirements as prescribed in Council Decision 97/132/EC as last amended, specifically, in accordance with:

- For **fresh meat**, including minced meat and unprocessed (fresh) blood/bones/fat, and **meat products derived from fresh meat**: Council Directive 2002/99/EC, Regulation (EC) No 999/2001, (EC) No 852/2004, (EC) No 853/2004 and (EC) No 854/2004

- For **processed bones** and **bone products, processed animal protein products, blood** and **blood products**: Council Directive 2002/99/EC Council Directive 92/118/EEC, Regulations (EC) No 999/2001, (EC) No 852/2004, (EC) No 853/2004 and (EC) No 854/2004.

(Delete clauses that are not applicable)

## V. Additional Declarations/Guarantees:

I, the undersigned hereby certify that the animal product is eligible for intra-community trade without restriction.

## VI. This certificate is valid for 4 months from the date of issue (unless revoked)

Done at:..... on:.....

Signature and Seal of Official Veterinarian:.....

(*Note:* The signature and official seal must be in a colour different to that of the printing.)

Ref: AI-EU01O MEAEQUIC.EEC